

Pat Sweeney  
1835 Pleasant St., West Des Moines, IA 50265  
Phone: (515)222-0921 Fax: (515)267-0556

RECEIVED  
CENTRAL FAX CENTER

FEB 03 2006

# Fax

To: Group 1638 ATTN: M. AHMED IBRAHIM From: Pat Sweeney

Fax: 571-273-8300

Pages: 3 + cover

Phone:

Date: February 3, 2006

Re: USSN 10/713,381

CC:

☐ Urgent ☐ For Review ☐ Please Comment ☐ Please Reply ☐ Please Recycle

• **Comments:** The contents of this facsimile is or may be attorney privileged and/or confidential and is intended only for the use of the recipient identified above. If the reader of this message is not the identified recipient, or the employee or agent responsible for delivering it to the identified recipient, you are hereby notified that any dissemination or use of this communication is unlawful and strictly prohibited. If you have received this communication in error, please immediately notify the sender by telephone and return the original message to the sender. Anyone so cooperating will be reimbursed for reasonable expenses incurred.

**PLEASE FIND ATTACHED:**

1. RESPONSE TO NOTICE
2. TWO PAGES OF CLAIMS

**THANK YOU**

I certify the foregoing documents were sent by facsimile transmission to the above-identified fax number on the date indicated below.

Patricia A. Sweeney  
2/3/06

BEST AVAILABLE COPY

Case No. 0578RC-US

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Albertsen et al.

Serial No.: 10/713,381

Filed: November 14, 2003

For: Male tissue-preferred regulatory sequences  
of MS45 gene and method of using same

Art Unit: 1638

Examiner: M. Ahmed Ibrahim

Confirmation no. 1318

RECEIVED  
CENTRAL FAX CENTER

FEB 03 2006

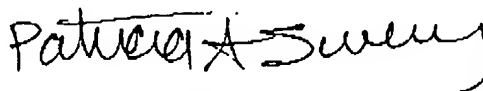
RESPONSE TO NOTICECommissioner for Patents  
Washington, D.C. 20231

Dear Sir:

In response to the Notice of Non-Compliant Amendment of January 25, 2006,  
please find attached a listing of claims which references cancelled claims 1-22.

Please direct any questions or concerns to the attorney of record identified below.

Respectfully submitted,



Patricia A. Sweeney

Reg. no. 32,733

Patricia A. Sweeney  
1835 Pleasant St.  
West Des Moines, IA 50265-2334  
(515)222-0921  
(515)267-0556 (fax)

CERTIFICATE OF MAILING (37 C.F.R. § 1.8(a))

I hereby certify that this document is sent by facsimile transmission to the US Patent Office, Group 1638, ATTN: M.  
Ahmed Ibrahim, at 571-273-8300 on the date indicated below.

February 3, 2006  
Date

  
Patricia A. Sweeney

BEST AVAILABLE COPY